



LOWER SOUTHPHAMPTON TOWNSHIP POLICE DEPARTMENT

1500 Desire Avenue • Feasterville, PA 19053

Police Emergency: 911

Police Non-Emergency:

215-357-1234

Police Business:

215-357-1235

Police Fax:

215-357-1943

RIGHT-TO-KNOW LAW REQUEST FORM

Please print legibly

Date of request 6.11.2019

Request submitted by (circle one): E-Mail U.S. Mail Fax In-Person #39175

Caroline O'Donovan

Name of Requester: _____

caroline.odonovan@buzzfeed.com

Street Address of Requester: (optional) _____

City / State / County: (optional) _____

312.725.6571

Telephone Number of Requester: _____

Lower Southampton Township Police Department may fill anonymous verbal or written requests. If the Requester wishes to pursue the relief and remedies provided for in this act, the request must be in writing (Section 702). Written requests need not include and explanation as to why information is sought or the intended use of the information unless otherwise required by law (Section 703).

I request [circle one] (review) (copies) (certified copies) of the following records.

IMPORTANT: You must identify or describe the records with sufficient specificity so that the Lower Southampton Township Police Department Right-To-Know Law Officer can determine which records are being requested. In order to fulfill requests the description of the incident is required. Incomplete descriptions will not be fulfilled. Please use additional sheets if necessary.

- a copy of the accident report dated 4/19/2018 for a crash involving Philadelphia resident Keith A. Heard and Sam Cabelus, who was killed in the accident, which occurred at the intersection of Bustleton Pike and Park Lane
- a copy of Keith A. Heard's arrest record dating from that accident, if one exists
- any documentation of an investigation into this accident that might be available

I certify that I am a legal resident of the United States.
Caroline O'Donovan

Signature of Requester
F7FABA4F5B724AA...

*ACC# 2018-023
20180419 03894-A*

FOR POLICE DEPARTMENT USE ONLY

Right-To-Know Law Officer: _____

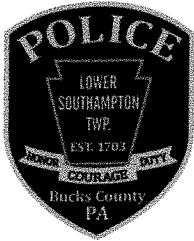
Date received by Police Department: _____

Police Department's response due by five (5) business days: Partial

Denied

Form developed at LSPD in accordance with the Right-To-Know Law Section 505a.

A Community Policing Department



LOWER SOUTHPAMPTON TOWNSHIP POLICE DEPARTMENT

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John T. Krimmel, Chief of Police

June 17, 2019

Caroline O'Donovan

Buzzfeed

Thank you for appearing at the Lower Southampton Township Police Department and making a request for information pursuant to the Pennsylvania Right-To-Know Law. On **June 11, 2019** you requested documentation regarding **Incident 2018041903894-A a Traffic Accident Involving Death Case Investigation report which was investigated by Officer Robert Drechsel and a copy of Keith Heard's arrest record as a result of the above listed accident.** Your request for information has been denied for the following reason(s) as permitted by Section 708 of the Act.

The Lower Southampton Township Police Department has denied your request because all of the requested records pertain to a case file(s) relating to a criminal investigation/arrest or an incident report relating to a police department investigation which are exempt from disclosure under Section 708 (b) (16) (ii) of the Pennsylvania Right to Know Law (Regarding criminal investigations). The information requested must be subpoenaed through the courts, or received as discovery through the court process. You may also contact the District Court to obtain the complaint if the request is for a criminal complaint..

You have the right to appeal this denial of information in writing to Terry Mutchler, Executive Director, Office of Open Records, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120. In the case of criminal records, you have the right to appeal to the Bucks County District Attorney's Office. The Right-To-Know Law Appeals Officer that has been appointed by the District Attorney is Karen Diaz, Esquire, Bucks County District Attorney's Office, 100 N. Main Street, 2nd Floor, Doylestown, PA 18901. 215-348-6344.

If you choose to file an appeal you must do so within 15 business days of the mailing date of the agency's response as enumerated in Section 1101 of the Act. If you have further questions, please feel free to contact me, the Lower Southampton Township Police Department Right-To-Know Law Officer. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

A handwritten signature in black ink.

DETECTIVE SERGEANT GERALD SCOTT
LOWER SOUTHPAMPTON POLICE

Right-To-Know Law Officer/Records Officer
Lower Southampton Township Police Department

Form developed at LSPD in accordance with Right-To-Know Law Section 505a.

Honor, Courage, Duty

**COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM**

AA 500 1	Case Closed No	Reportable Crash Yes	Page 1	Crash Number F1406988
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1. Police Agency Data		Reference Number		Police Agency		Patrol Zone		
Incident Number 2018041903894		2018-0237		09212		1		
Agency Name LOWER SOUTHAMPTON TWP POLICE DEPT				Precinct LOWER SOUTHAMPTON PD		Investigation Date 2018-04-19		
Dispatch Time 14:51	Arrival Time 14:53	Investigator OFC. ROBERT DRECHSEL				Badge Number 55		
Reviewer CPL. GEORGE JOLLY				Badge Number 50	Approval Date 2018-04-19			
2. Crash Data								
County 09	County Name BUCKS		Municipality 212		Municipality Name LOWER SOUTHAMPTON			
Crash Date 2018-04-19	Crash Time 14:49	No of Units 02		People 02	Injured 000	Killed 001	Day of Week Thursday	
Workzone No	School Bus Related No	School Zone Related No			PENNDOT Property Damage No			
3. Loc Type Intersection Type "T" Intersection				Special Location Not Applicable				
4. Principal Road								
Route Number 0532	Segment (Optional)	Travel Lanes 04		Speed Limit 35			House Number For Mid-block crashes only.	
Street Name BUSTLETON			Street Ending PK	Orientation South				
Route Signing State Highway								
5. Intersecting Road								
Route Number	Segment (Optional)	Travel Lanes 02		Speed Limit 25			Street Name PARK	
Street Name PARK			Street Ending LN	Orientation West				
Route Signing Local Road or Street								
6. Distance From Landmark								
Landmark 1.	Intersecting Rt Num	or Mile Post	or Segment Marker					Feet 00000 or Miles 00.0 Distance From Crash Scene to Landmark 1
	or Intersecting Street Name				St Ending	Ramp Use Only No Entry		
Landmark 2.	Intersecting Rt Num	or Mile Post	or Segment Marker					
	or Intersecting Street Name				St Ending	Ramp Use Only No Entry		
7. GPS				Degrees Minutes Seconds				
Latitude		:		Longitude		:		
8. TCD				TCD Functioning No Entry				
Traffic Control Device Not Applicable								
9. Lane Closure								
Lane Closed Fully				Lane Closure Direction South				
Traffic Detoured Yes				Est. Time Closed 1-3 hrs				

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 2

Page

2

Crash Number

F1406988

10. Unit Info

Type Unit **Motor Vehicle in Transport**

Commercial Vehicle **No**

11. Vehicle Driver / Pedestrian Information

Unit No 1	First Name SAMUEL	MI D	Date of Birth
	Last Name CABELUS		Telephone Number

Address 121 LAKEVIEW DR	City NEW HOPE	State PA	Zip Code 18938
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Driver's License Number	State PA	Class C/M
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Alcohol / Drugs Suspected Unknown	Driver or Pedestrian Physical Condition Unknown
Alcohol Test Type Blood	Primary Vehicle Code Violation (1) Charged ? No
Alcohol Test Results 0	(2) No
	(3) No
	(4) No
	Driver Presence Driver Operated Vehicle

Owner / Driver **Private Vehicle Owned/Leased by Driver**

12. Vehicle Information

Owner First Name SAMUEL DA	Owner Last Name or Business Name CABELUS
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Address 121 LAKEVIEW DR	City NEW HOPE	State PA	Zip Code 18938	Vehicle Make YAMAHA
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VIN JYA3HHE09RA067812	Model Year 1994	Vehicle Model
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License Plate 9FM60	Reg. State PA	Est. Speed 099	Vehicle Towed Yes	Towed By HARKINS TOWING
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Insurance Yes	Insurance Company PROGRESSIVE	Policy No. 16117858-0
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Trailing 0	No. of Trailing Units No Entry	Unit Type	Tag No	Tag Year	Tag State
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Direction of Travel S	Vehicle Position Left Lane	Movement Going Straight
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Vehicle Color Blue	Vehicle Type Motorcycle	Special Usage Not Applicable
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Initial Impact Point 12:00	Damage Indicator Disabling
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Gradient Level	Road Alignment Straight
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COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 2

Page

3

Crash Number

F1406988

10. Unit Info

Type Unit **Motor Vehicle in Transport**

Commercial Vehicle **No**

11. Vehicle Driver / Pedestrian Information

Unit No 2	First Name KEITH	MI A	Date of Birth
	Last Name HEARD		Telephone Number 2672134659

Address 5839 2ND ST	City PHILADELPHIA	State PA	Zip Code 19120
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Driver's License Number	State PA	Class C
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Alcohol / Drugs Suspected No	Driver or Pedestrian Physical Condition Apparently Normal
Alcohol Test Type Test Not Given	Primary Vehicle Code Violation (1) 3322 Charged ? Yes
Alcohol Test Results	(2) No
	(3) No
	(4) No
	Driver Presence Driver Operated Vehicle

Owner / Driver **Private Vehicle Not Owned/Leased by Driver**

12. Vehicle Information

Owner First Name	Owner Last Name or Business Name LAST MILE DELIVERED LLC		
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Address 2251 W CABOT BLVD	City LANGHORNE	State PA	Zip Code 19047	Vehicle Make FORD
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VIN 1FTYR2CMXJKA03089	Model Year 2018	Vehicle Model TRANSIT
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License Plate ZLF7833	Reg. State PA	Est. Speed 099	Vehicle Towed Yes	Towed By HARKINS TOWING
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Insurance Yes	Insurance Company MANUFACTURER ALLIANCE	Policy No. 1517010936203
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Trailing 0	No. of Trailing Units No Entry	Unit Type	Tag No	Tag Year	Tag State
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Direction of Travel N	Vehicle Position 2-Direction Center	Movement Turning Left
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Vehicle Color White	Vehicle Type Van	Special Usage Not Applicable
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Initial Impact Point 04:00	Damage Indicator Functional
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Gradient Level	Road Alignment Straight
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COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 3

Page

4

Crash Number

F1406988

13. EMS Agency **TRIHAMPTON**

Medical Facility: **N/A**

14.

Unit No 1	Person No 01	Name CABELUS, SAMUEL DAVID			Date of Birth
		Address 121 LAKEVIEW DR		Telephone Number	
		City NEW HOPE	State PA	Zip Code 18938	EMS Transport No
A - Person Type Driver		F - Safety Equipment Two Motorcycle Eye Protection			
B - Sex Male		G - Ejection Not Ejected			
C - Injury Severity Fatal Injury		H - Ejection Path Not Ejected / Not Applicable			
D - Seat Position Driver - All Vehicles		I - Extrication Not Extricated			
E - Safety Equipment One Motorcycle Helmet Used					

Unit No 2	Person No 01	Name HEARD, KEITH A			Date of Birth
		Address 5839 2ND ST		Telephone Number (267) 213-4659	
		City PHILADELPHIA	State PA	Zip Code 19120	EMS Transport No
A - Person Type Driver		F - Safety Equipment Two Multiple Air Bags Deployed			
B - Sex Male		G - Ejection Not Ejected			
C - Injury Severity Not Injured		H - Ejection Path Not Ejected / Not Applicable			
D - Seat Position Driver - All Vehicles		I - Extrication Not Extricated			
E - Safety Equipment One Unknown					

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 5

Page

6

Crash Number

F1406988

20. Diagram

21. Witness Name	Address	Phone
1.		
2.		

22. Narrative Accident Investigation Notification Issued? No Property Damage? No

04/19/2018 21:23 OFC. ROBERT DRECHSEL

On Thursday, April 19, 2018 at approximately 1451 hours, I was dispatched to the intersection of Bustleton Pike and Park Lane for the report of an accident involving a collision between a van and a motorcycle and the operator of the motorcycle is pinned underneath the van.

WEATHER CONDITION:

The weather condition at the time was overcast with sporadic light rain and the roadway was wet. The approximate temperature was 51 degrees F (AccuWeather)

ROADWAY:

Bustleton Pike is a four lane roadway with a center turn lane. Two lanes run North and two lanes run South. The speed limit for Bustleton Pike is 35MPH.

Park Lane is a two lane roadway that runs East and West. The speed limit for Park Lane is 25MPH. Park Lane is located on the west side of Bustleton Pike.

There is a stop sign at Park Lane but it is only for eastbound traffic turning onto northbound or southbound Bustleton Pike.

Forge Lane is a two lane roadway that runs East and West. The speed limit

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 N

Page

7

Crash Number

F1406988

22. Narrative and additional Witnesses

*** ADDITIONAL NARRATIVE:

for Forge Lane is 25MPH. Forge Lane is located on the west side of Bustleton Pike and is just south of Park Avenue. There is a stop sign for Forge Lane but it is only for eastbound traffic turning onto northbound or southbound Bustleton Pike.

The surface of Bustleton Pike, which is asphalt, was wet from rain.

VEHICLES/OPERATORS:

V1 is a blue and yellow 1994 Yamaha FZR600, Pa registration 9FM60, operated by Samuel David Cabelus(22YOM). Samuel Cabelus was wearing a black rain pants, reflective gray jacket, black helmet, gloves and brown boots.

V2 is a white 2018 Ford Transit van, PA registration ZLF7833, operated by Keith A. Heard(42YOM).

ACCIDENT:

V2, the white Ford Transit van being operated by Keith Heard(the headlights were not on), made a left turn out of Forge Lane and into the center turn lane of northbound Bustleton Pike near Park Lane. V2 was in the center turn lane and was attempting to make a left turn onto westbound Park Lane. V2 thought it was clear to make a left turn onto westbound Park Lane. V2 started to make the left turn at which point V1 struck the passenger's side of V2.

V1, the blue and yellow Yamaha FZR600 being operated by Samuel Cabelus, was traveling south on Bustleton Pike in the left lane of travel. As V1 approached Park Lane, V2 started to make a left turn from the northbound Bustleton Pike center turn lane in an attempt to turn onto Park Lane. As V2 was crossing over the left southbound lane of travel, V1, Cabelus, "dumped" the motorcycle on the right side of the motorcycle and slid with the motorcycle and made contact with the passenger's side lower portion of the sliding door and rocker panel of V2. Samuel Cabelus was found deceased underneath V2 by Cpl. Jolly. V1's brake light was illuminated post crash.

The final resting position of V2 was facing west partially in the right southbound travel lane of Bustleton Pike and the entrance to Park Lane. V1 was partially underneath V2 in the right travel lane of southbound Bustleton Pike.

OPERATOR OF V2 INTERVIEW (KEITH HEARD)

I spoke with the operator of V2, Keith Heard, who stated that he pulled out of Forge Lane and into the center turn lane of northbound Bustleton Pike. Heard stated that he was looking for Park Lane and came close to passing it. Heard stated that before he turned, he looked up and did not see cars and did not see the bike(V1) so he proceeded. Heard then heard a "thump" and stopped and thought he hit a pole. He also stated that the airbags activated and he

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 N

Page

8

Crash Number

F1406988

22. Narrative and additional Witnesses

*** ADDITIONAL NARRATIVE:

was going to move his vehicle to see what happened but a passerby ran over to him and told him not to move his vehicle. Heard realized what happened after he got out of his van.

VEHICLE DAMAGE:

V1 sustained heavy damage to the front end of the motorcycle and other components of the motorcycle.

V2 sustained contact damage to the passenger's side of the vehicle. Crush damage was observed on the lower portion in the area of the sliding door.

Deputy Coroner Kristina Johnson arrived on scene and pronounced Samuel Cabelus deceased.

Harkins Towing towed the Ford Transit van and the Yamaha FZR600 to the 43PD impound yard. Vehicles may not be released.

Keith Heard is employed by Last Mile Delivered LLC. His supervisor is Dorothy Balmyre. Balmyre arrived on scene and was advised of the incident. Heard provided a written statement.

Bucks County DA's office was advised of the accident.

BWC and in car cameras recorded the event.

On September 30, 2018, after an investigation, Driver of V2, Keith Heard, was cited for making a left turn in front of V1, Samuel Cabelus, which resulted in a fatal motorcycle crash. PAVC Section 3322 Vehicle Turning Left.

Report Complete.

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 F

Page

9

Crash Number

F1406988

24. <u>Road Surface Type</u> Blacktop	<u>Special Jurisdiction</u> No Special Jurisdiction
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25. Unit Information

Unit No

1

<u>Driver Restrictions Compliance</u>	Restrictions Complied With	<u>Principle Impact Point</u>	Undercarriage
<u>Driver Endorsement Compliance</u>	Required - Complied With	<u>Avoidance Maneuver</u>	Other Avoidance Maneuver
<u>Driver License Compliance</u>	Valid License For Class	<u>Under Ride Indicator</u>	Underride, Compartment
<u>Drug Test Type</u>	Blood	<u>Emergency Use</u>	Not In Emergency Use
<u>Drug Test Results</u> <i>(Up to Four Results)</i>	Unknown Test Results No Entry No Entry No Entry		

25. Unit Information

Unit No

2

<u>Driver Restrictions Compliance</u>	Restrictions Complied With	<u>Principle Impact Point</u>	Undercarriage
<u>Driver Endorsement Compliance</u>	Required - Complied With	<u>Avoidance Maneuver</u>	No Avoidance Maneuver
<u>Driver License Compliance</u>	Valid License For Class	<u>Under Ride Indicator</u>	No Override or Underride
<u>Drug Test Type</u>	None	<u>Emergency Use</u>	Not In Emergency Use
<u>Drug Test Results</u> <i>(Up to Four Results)</i>	No Test Given No Entry No Entry No Entry		

COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM

AA 500 M

Page
10

Crash Number
F1406988

26. Motorcycle Information

Unit No 01	Engine Size: 00600 cc	Driver Protection ?	Helmet Type	Passenger Protection ?	Helmet Type
<u>Motorcycle Has?</u>	<u>The Driver Has?</u>	Eye Protection <input checked="" type="checkbox"/>	Full Helmet	Eye Protection	
Passenger <input checked="" type="checkbox"/>	MC Education <input checked="" type="checkbox"/>	Long Sleeves <input checked="" type="checkbox"/>	Helmet Stay On <input checked="" type="checkbox"/>	Long Sleeves	Helmet Stay On
Saddle Bag and/ or Trunk <input checked="" type="checkbox"/>		Long Pants <input checked="" type="checkbox"/>	Helmet has DOT or Snell Designation <input checked="" type="checkbox"/>	Long Pants	Helmet has DOT or Snell Designation
Trailer <input checked="" type="checkbox"/>		Over Ankle Boots <input checked="" type="checkbox"/>		Over Ankle Boots	

27. Pedalcycles

Unit No <input type="checkbox"/>	Passenger?	Helmet?	Unit No <input type="checkbox"/>	Passenger?	Helmet?
	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
	Head Lights?	Rear Reflectors?		Head Lights?	Rear Reflectors?

28. Pedestrian

Unit No <input type="checkbox"/>	Pedestrian Signals	Unit No <input type="checkbox"/>	Pedestrian Signals
	Pedestrian Clothing		Pedestrian Clothing
	Pedestrian Location		Pedestrian Location

29. Work Zone Type

Work Zone Type

Where in Work Zone?

Work Zone Speed
or Advisory Limit

Workers Present

Law Enforcement
Officer Present

Special Work Zone Characteristics

- Lane Closure?
- Road Closed with Detour?
- Work on Shoulder or Median?
- Intermittant or Moving Work?
- Flagger Control?
- Other